

Honolulu, Hawaii

APR 09 2015

RE: S.C.R. No. 14

Honorable Donna Mercado Kim  
President of the Senate  
Twenty-Eighth State Legislature  
Regular Session of 2015  
State of Hawaii

Madam:

Your Committee on Ways and Means, to which was referred  
S.C.R. No. 14 entitled:

"SENATE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A  
TERM, NON-EXCLUSIVE EASEMENT COVERING PORTION OF STATE  
SUBMERGED LANDS AT KAHALUU, KOOLAUPOKO, OAHU, FOR THE USE,  
MAINTENANCE, AND REPAIR OF THE EXISTING SEAWALL CONSTRUCTED  
THEREON,"

begs leave to report as follows:

The purpose and intent of this measure is to authorize the  
Board of Land and Natural Resources to issue a term, non-exclusive  
easement covering a portion of state submerged lands fronting the  
property identified as Tax Map Key: (1) 4-7-011: seaward of 001,  
Kahaluu, Koolauoko, Oahu, for the use, maintenance, and repair of  
the existing seawall constructed thereon.

Your Committee received written comments in support of this  
measure from the Department of Land and Natural Resources.

Your Committee finds that section 171-53, Hawaii Revised  
Statutes, requires the prior approval of the Governor and prior  
authorization of the Legislature by concurrent resolution for this  
disposition of state submerged lands.

Your Committee further finds that an existing seawall  
fronting the property identified as Tax Map Key: (1) 4-7-011:  
seaward of 001, Kahaluu, Koolauoko, Oahu was placed on state  
submerged lands. A non-exclusive easement was issued to Kahaluu  
Pond, Inc., on March 1, 1984, and the easement expired on February



28, 2014. On October 11, 2013, under agenda item D-6, the Board of Land and Natural Resources approved the grant of a new fifty-five-year non-exclusive easement to resolve the encroachment.

As affirmed by the record of votes of the members of your Committee on Ways and Means that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 14 and recommends its adoption.

Respectfully submitted on  
behalf of the members of the  
Committee on Ways and Means,



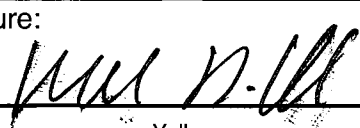
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JILL N. TOKUDA, Chair



The Senate  
Twenty-Eighth Legislature  
State of Hawai'i

**Record of Votes**  
**Committee on Ways and Means**  
**WAM**

Bill / Resolution No.:* <div style="font-size: 1.2em; font-family: cursive;">SCR 14</div>	Committee Referral: <div style="font-size: 1.2em; font-family: cursive;">WTL, WAM</div>	Date: <div style="font-size: 1.2em; font-family: cursive;">4-8-15</div>		
<input type="checkbox"/> The Committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <div style="display: flex; justify-content: space-between; align-items: flex-start;"> <div style="text-align: center;"> <input checked="" type="checkbox"/> Pass, unamended 2312         </div> <div style="text-align: center;"> <input type="checkbox"/> Pass, with amendments 2311         </div> <div style="text-align: center;"> <input type="checkbox"/> Hold 2310         </div> <div style="text-align: center;"> <input type="checkbox"/> Recommit 2313         </div> </div>				
Members	Aye	Aye (WR)	Nay	Excused
TOKUDA, Jill N. (C)	✓			
KOUCHI, Ronald D. (VC)	✓			
CHUN OAKLAND, Suzanne	✓			
DELA CRUZ, Donovan M.	✓			
ENGLISH, J. Kalani	✓			
GALUTERIA, Brickwood				✓
HARIMOTO, Breene	✓			
INOUE, Lorraine R.	✓			
RIVIERE, Gil	✓			
RUDERMAN, Russell E.	✓			
SLOM, Sam	✓			
<b>TOTAL</b>	10	0	0	1
Recommendation: <div style="display: flex; justify-content: space-around; margin-top: 5px;"> <input checked="" type="checkbox"/> Adopted           <input type="checkbox"/> Not Adopted         </div>				
Chair's or Designee's Signature: <div style="font-size: 1.5em; font-family: cursive; text-align: center;">  </div>				
<div style="display: flex; justify-content: space-between; font-size: 0.8em;"> <div>Distribution:</div> <div>Original</div> <div>Yellow</div> <div>Pink</div> <div>Goldenrod</div> </div> <div style="display: flex; justify-content: space-between; font-size: 0.8em; margin-top: 2px;"> <div>File with Committee Report</div> <div>Clerk's Office</div> <div>Drafting Agency</div> <div>Committee File Copy</div> </div>				

\*Only one measure per Record of Votes